

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE	*	BKRTCY. NO. 15-01588 BKT
JESSICA ROJAS ESCOBAR	*	CHAPTER 13
<u>DEBTOR</u>	*	

**DEBTOR'S MOTION AND NOTICE OF FILING OF POST-CONFIRMATION
MODIFICATION OF CHAPTER 13 PLAN 11 USC §1329**

TO THE HONORABLE COURT:

COMES NOW, JESSICA ROJAS ESCOBAR, the debtor in the above captioned case, through the undersigned attorney, and very respectfully states and prays as follows:

1. The debtor is hereby submitting a post-confirmation modification of Chapter 13 Plan, 11 USC Section 1329, dated December06, 2016, herewith and attached to this motion.

2. This Plan modification is filed to provide for post-petition mortgage loan arrears owed to DLJ Mortgage (POC #01-1) to be paid through the Trustee (\$8,628.00), pursuant to DLJ Mortgage's 362 motion for relief from stay, docket entry #38, increasing the Plan base to \$33,000, accordingly.

NOTICE PURSUANT TO LOCAL BANKRUPTCY RULE 3015(f)

Within twenty-one (21) days after service as evidenced by the certification, and an additional three (3) days pursuant to Fed. R. Bank. P. 9006(f) if you were served by mail, any party against whom this paper has been served, or any other party to the action who objects to the relief sought herein, shall serve and file an objection or other appropriate response to this paper with the Clerk's office of the U.S. Bankruptcy Court for the District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the paper will be deemed unopposed and may be granted unless: (i) the requested relief is forbidden by law; (ii) the requested relief is against public policy; or (iii) in the opinion of the Court, the interest of justice requires otherwise.

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Post Confirmation Modification 11 USC 1329
Case no. 15-01588 BKT13

I CERTIFY, that on this same date a copy of this Notice was filed with the Clerk of the Court using the CM/ECF system which will send notice of same to the Chapter 13 Trustee, and all CM/ECF participants; I also certify that a copy of this notice was sent via regular mail to the debtor and to all creditors and interested parties (Non CM/ECF participants) appearing in the master address list, hereby attached.

RESPECTFULLY SUBMITTED. In San Juan, Puerto Rico, this 06th day of December, 2016.

/s/Roberto Figueroa Carrasquillo
USDC #203614
RFIGUEROA CARRASQUILLO LAW OFFICE PSC
ATTORNEY FOR PETITIONER
PO BOX 186 CAGUAS PR 00726
TEL NO 787-744-7699 FAX 787-746-5294
Email: rfigueroa@rfclawpr.com

United States Bankruptcy Court
District of Puerto Rico

IN RE:

Case No. _____

ROJAS ESCOBAR, JESSICA

Chapter 13

Debtor(s)

AMENDED CHAPTER 13 PAYMENT PLAN

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee ☐ directly ☐ by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: 12/06/2016		<input type="checkbox"/> AMENDED PLAN DATED: _____	
<input type="checkbox"/> PRE <input checked="" type="checkbox"/> POST-CONFIRMATION		Filed by: <input type="checkbox"/> Debtor <input type="checkbox"/> Trustee <input type="checkbox"/> Other	
I. PAYMENT PLAN SCHEDULE		II. DISBURSEMENT SCHEDULE	
$\$ \underline{400.00} \times \underline{20} = \$ \underline{8,000.00}$		A. ADEQUATE PROTECTION PAYMENTS OR _____ \$ _____	
$\$ \underline{625.00} \times \underline{40} = \$ \underline{25,000.00}$		B. SECURED CLAIMS:	
$\$ \underline{\quad} \times \underline{\quad} = \$ \underline{\quad}$		<input type="checkbox"/> Debtor represents no secured claims.	
$\$ \underline{\quad} \times \underline{\quad} = \$ \underline{\quad}$		<input checked="" type="checkbox"/> Creditors having secured claims will retain their liens and shall be paid as follows:	
$\$ \underline{\quad} \times \underline{\quad} = \$ \underline{\quad}$		1. <input checked="" type="checkbox"/> Trustee pays secured ARREARS:	
TOTAL: \$ 33,000.00		Cr. DLJ Mortgage Capit Cr. DLJ Mortgage Capit Cr. _____	
Additional Payments:		# 2770015582620 # Post-Pet # _____	
\$ _____ to be paid as a LUMP SUM		\$ 16,510.83 \$ 8,628.00 \$ _____	
within _____ with proceeds to come from:		2. <input type="checkbox"/> Trustee pays IN FULL Secured Claims:	
<input type="checkbox"/> Sale of Property identified as follows:		Cr. _____ Cr. _____ Cr. _____	
_____		# _____ # _____ # _____	
<input type="checkbox"/> Other:		\$ _____ \$ _____ \$ _____	
_____		3. <input type="checkbox"/> Trustee pays VALUE OF COLLATERAL:	
Periodic Payments to be made other than, and in addition to the above:		Cr. _____ Cr. _____ Cr. _____	
\$ _____ x _____ = \$ _____		# _____ # _____ # _____	
PROPOSED BASE: \$ 33,000.00		\$ _____ \$ _____ \$ _____	
III. ATTORNEY'S FEES		4. <input type="checkbox"/> Debtor SURRENDERS COLLATERAL to Lien Holder:	
(Treated as § 507 Priorities)		5. <input type="checkbox"/> Other:	
Outstanding balance as per Rule 2016(b) Fee		6. <input checked="" type="checkbox"/> Debtor otherwise maintains regular payments directly to:	
Disclosure Statement: \$ 2,868.00		DLJ Mortgage Capit	
Signed: /s/ JESSICA ROJAS ESCOBAR		C. PRIORITIES: The Trustee shall pay priorities in accordance with the law.	
Debtor		11 U.S.C. § 507 and § 1322(a)(2)	
_____		D. UNSECURED CLAIMS: Plan <input type="checkbox"/> Classifies <input checked="" type="checkbox"/> Does not Classify Claims.	
Joint Debtor		1. (a) Class A: <input type="checkbox"/> Co-debtor Claims / <input type="checkbox"/> Other: _____	
		<input type="checkbox"/> Paid 100% / <input type="checkbox"/> Other: _____	
		Cr. _____ Cr. _____ Cr. _____	
		# _____ # _____ # _____	
		\$ _____ \$ _____ \$ _____	
		2. Unsecured Claims otherwise receive PRO-RATA disbursements.	
		OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.)	
		* "Tax refunds will be devoted each year, as periodic payments, to the plan's funding until plan completion. The plan shall be deemed modified by such amount, without the need of further Court order. The debtor(s) shall seek court's authorization prior any use of funds."	
		* Additional Attorneys Fees: The debtor requests that additional attorneys fees be paid through the modified Plan to debtor's counsel, in the sum of \$350.00 to cover additional work performed concerning the present modified Plan.	

Attorney for Debtor **RFigueroa Carrasquillo Law Office PSC**

Phone: **(787) 744-7699**

Label Matrix for local noticing
 0104-3
 Case 15-01588-BKT13
 District of Puerto Rico
 Old San Juan
 Tue Dec 6 12:19:31 AST 2016

DLJ MORTGAGE CAPITAL INC C/O MARJALIISA COLO
 PO BOX 7970
 PONCE, PR 00732-7970

US Bankruptcy Court District of P.R.
 Jose V Toledo Fed Bldg & US Courthouse
 300 Recinto Sur Street, Room 109
 San Juan, PR 00901-1964

Asociacion De Res Parque De Candelero
 PO Box 7887
 Guaynabo, PR 00970-7887

Autoridad De Carreteras De Puerto Rico
 Centro Procesamiento Multas AutoExpreso
 PO Box 11889
 San Juan, PR 00922-1889

DLJ MORTGAGE CAPITAL, INC c/o Marjaliisa Colo
 PO BOX 65250
 Salt Lake City, UT 84165-0250

DLJ Mortgage Capital
 Select Portfolio Servicing, Inc.
 PO Box 65450
 Salt Lake City, UT 84165-0450

Lcdo Wendell W Colon Munoz
 Civil Num: HSCI2014-01123
 PO Box 7970
 Ponce, PR 00732-7970

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 PO BOX 65250
 Salt Lake City, UT 84165-0250

JESSICA ROJAS ESCOBAR
 PO BOX 8460
 HUMACAO, PR 00792-8460

JOSE RAMON CARRION MORALES
 PO BOX 9023884
 SAN JUAN, PR 00902-3884

MONSITA LECAROS ARIBAS
 OFFICE OF THE US TRUSTEE (UST)
 OCHOA BUILDING
 500 TANCA STREET SUITE 301
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ROBERTO FIGUEROA CARRASQUILLO
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(u)stat
 EZ-Filing
 20.0.1.4
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End of Label Matrix
 Mailable recipients 12
 Bypassed recipients 1
 Total 13